

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

ALTERRA AMERICA INSURANCE CO.,

Plaintiff,
v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652813/2012 E

**ORDER FOR COMMISSION TO
THE COURTS OF THE STATE OF
TEXAS –
HOUSTON NFL HOLDINGS, L.P.**DISCOVER PROPERTY & CASUALTY
COMPANY, et al.,Plaintiffs,
v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652933/2012 E

ORDERED that, pursuant to CPLR 3108, 3111, and 3120, a commission issue in this action to the Courts of the State of Texas, or any person who may administer oaths pursuant to the laws of that state, to require the production of documents from Houston NFL Holdings, L.P. d/b/a Houston Texans, 109 N. Post Oak Lane, Suite 600, Houston, Texas 77024-7753.

Dated: June 24, 2018

ENTER: 

, J.S.C.

HON. ANDREA MASLEY

NYSCEF DOC. NO. 476

RECEIVED NYSCEF: 06/28/2018

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

ALTERRA AMERICA INSURANCE CO.,

Plaintiff,
v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652813/2012 E

**COMMISSION –
TEXAS**

DISCOVER PROPERTY & CASUALTY
COMPANY, et al.,

Plaintiffs,
v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652933/2012 E

THE PEOPLE OF THE STATE OF NEW YORK

TO: THE APPROPRIATE AUTHORITY IN THE STATE OF TEXAS

KNOW YE, that we, with full faith in your prudence and competency, have appointed you by a Judge of your Court, Commission and by these presents do authorize you to serve a judicial subpoena *duces tecum* upon Houston NFL Holdings, L.P. d/b/a Houston Texans, 109 N. Post Oak Lane, Suite 600, Houston, Texas 77024-7753, as a non-party witness in an action pending in our Supreme Court, New York County, between plaintiffs, the National Football League and NFL Properties, LLC (collectively, “NFL”), and defendants, TIG Insurance Company, The North River Insurance Company and the United States Fire Insurance Company (collectively, “TIG”), and to

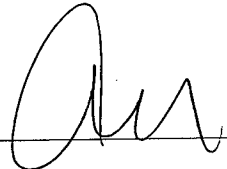
compel them to produce documents in their possession which are material and relevant to the above captioned matter.

We, therefore, request of you that, in furtherance of justice, you will, by proper and usual process of your Court, cause witness, Houston NFL Holdings, L.P. d/b/a Houston Texans, to produce all non-privileged documentation which is responsive to the subpoena *deuces tecum* propounded on behalf of TIG. Pursuant to Section 3102(c) of the New York Civil Practice Law and Rules:

"[w]hen under any mandate, writ or commission issued out of any court of record in any other state, territory, district or foreign jurisdiction, or whenever upon notice or agreement, it is required to take the testimony of a witness in the state, he may be compelled to appear and testify in this same manner and by the same process as may be employed for the purpose of taking testimony in actions pending in the state. The supreme court or a county court shall make any appropriate order in aid of taking such a deposition."

In accordance with the foregoing statute we shall be and stand ready, willing and able to do the same for you, as we are asking you to do, in a similar case when required.

WITNESS HON. ANDREA MASLEY, Justice of the Supreme Court of the State of New York and the seal thereof, at the City of New York, County of New York, this 27 day of June, 2018.


_____, J.S.C.

HON. ANDREA MASLEY